

Counsel Listed on Next Page

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FISHER INVESTMENTS, INC., a California
corporation,

Plaintiff,

v.

MORGAN STANLEY DW, INC., a
Delaware corporation, and DOES 1-10,
inclusive,

Defendants.

Case No. C 07 2547 SC

**STIPULATION CONTINUING DUE
DATE OF DEFENDANT MORGAN
STANLEY & CO., INC.'S (F/K/A
MORGAN STANLEY DW, INC.)
RESPONSE TO PLAINTIFF'S
COMPLAINT**

LOCAL RULE 6-1(a)

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17 Fisher Investments, Inc.

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Attorneys for Defendant
Morgan Stanley & Co., Inc.
(f/k/a Morgan Stanley DW, Inc.)

1 Plaintiff Fisher Investments, Inc. ("Plaintiff" or "Fisher"), on the one hand, and Defendant
2 Morgan Stanley & Co., Inc. (f/k/a Morgan Stanley DW, Inc.) ("Defendant" or "Morgan
3 Stanley"), on the other hand, through their respective counsel, HEREBY STIPULATE and
4 AGREE pursuant to Local Rule 6-1(a) as follows:

5 1. Plaintiff Fisher filed its Complaint ("Complaint") in the Superior Court for the
6 County of San Mateo on April 12, 2007, and served it on April 13, 2007. Defendant Morgan
7 Stanley removed the complaint to federal court on May 14, 2007.

8 2. On May 16, 2007, the parties stipulated to extend the time for Morgan Stanley's
9 response to the Complaint from May 21, 2007 to June 5, 2007.

10 3. On June 1, 2007, the parties stipulated to extend the time for Morgan Stanley's
11 response to the Complaint from June 5, 2007 to June 20, 2007.

12 4. The parties stipulate and agree that Defendant's time to respond to Plaintiff's
13 Complaint shall be continued another fifteen (15) days, until July 5, 2007.

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5. This stipulation will not alter the date of any event or any deadline already fixed by Court order.

SO STIPULATED.

Dated: June 18, 2007

JOSEPH W. COTCHETT
NANCY L. FINEMAN
COTCHETT, PITRE & McCARTHY

SCOTT METZGER
ANNA F. ROPPO
DUCKOR SPRADLING METZGER & WYNNE

By: _____/s/_____
Anna Roppo
Attorneys for Plaintiff
Fisher Investments, Inc.

Dated: June 18, 2007

TRISH M. HIGGINS
MICHAEL D. WEIL
ORRICK, HERRINGTON & SUTCLIFFE LLP

By: _____/s/_____
Michael D. Weil
Attorneys for Defendant
Morgan Stanley & Co., Inc.
(f/k/a Morgan Stanley DW, Inc.)

I hereby attest that the concurrence in the filing of this document has been obtained from Anna Roppo, Attorney for Plaintiff, Fisher Investments, Inc.



By: _____/s/_____
Michael D. Weil
Attorneys for Defendant
Morgan Stanley & Co., Inc.
(f/k/a Morgan Stanley DW, Inc.)